## ARNOLD & PORTER LLP

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March 8, 2006

## **VIA ELECTRONIC FILING**

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 12<sup>th</sup> Street S.W. Washington, D.C. 20554

> Re: Notice of Ex Parte Presentation by Lorman Education Services In the Matter of Rules and Regulations Implementing the Junk Fax Prevention Act of 2005, CG Docket No. 05-338

Dear Ms. Dortch:

Yesterday afternoon, March 7, Charles Gregorich of Lorman Education Services ("Lorman"), along with Richard Firestone and Donald Stepka of Arnold & Porter LLP, counsel for Lorman, met with Commissioner Adelstein and his legal advisor, Scott Bergmann, to discuss the above-referenced proceeding. During the meeting, Lorman discussed issues raised in its filing in this docket, specifically the following:

- The FCC should implement the Established Business Relationship exemption that Congress intended;
- The FCC should not place any artificial time limit on Established Business Relationships; and
- The FCC should treat all faxes promoting products or services alike, regardless of who sends them.

Ms. Marlene H. Dortch March 8, 2006 Page 2

Pursuant to Sections 1.1206(b)(2) and 1.49(f) of the Commission's rules, this Notice is being filed electronically. Copies are also being provided to Commission personnel, including those who attended the meeting.

Sincerely,

/s/ Donald T. Stepka

Donald T. Stepka Counsel for Lorman Education Services

cc: Commissioner Jonathan S. Adelstein (by e-mail) Scott Bergmann, Esq. (by e-mail)